

Docket No.: 5059-0104PUS1
(Patent)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of:

Aurelio ROMEO

Application No.: 10/588,375

Confirmation No.: 8454

Filed: August 02, 2006

Art Unit: 1794

For: CONCENTRATED TOMATO PRODUCTS

Examiner: E. Gwartney

REQUEST FOR REFUND

MS 16

May 12, 2011

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account No. 02-2448 shown on the statement for the month of May 2011 for the above-identified

☒ application ☐ patent

☒ A copy of the monthly statement is enclosed.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

	AMOUNT OF REFUND REQUESTED
<input type="checkbox"/> filing fee	
<input type="checkbox"/> search fee	
<input type="checkbox"/> examination fee	
<input type="checkbox"/> surcharge for filing the basic filing fee or oath/declaration on a date later than the filing date of the application (37 C.F.R. § 1.16(e))	
<input checked="" type="checkbox"/> extension of term	
<input type="checkbox"/> first month	
<input type="checkbox"/> second month	
<input checked="" type="checkbox"/> third month	555.00
<input type="checkbox"/> fourth month	
<input type="checkbox"/> fifth month	
<input type="checkbox"/> excess claims	
<input type="checkbox"/> issue fee	
<input type="checkbox"/> petition fee	
<input type="checkbox"/> patent maintenance fee	
<input type="checkbox"/> first maintenance fee	
<input type="checkbox"/> second maintenance fee	
<input type="checkbox"/> third maintenance fee	
<input type="checkbox"/> patent maintenance fee surcharge	
<input type="checkbox"/> Other	
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	
TOTAL REFUND REQUESTED	\$555.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Applicant has been entitled to small entity status from the original filing of the application on August 2, 2006. The large entity three-month extension fee was inadvertently paid on 5-11-11.

IV. REFUND OF 50% OF FEES

Applicant has been entitled to small entity status since the original filing of the application on August 2, 2006. The large entity three-month extension fee of \$1110 was accidentally paid on May 11, 2011.

V. MANNER OF REFUND

It is respectfully requested that the excess fee of \$555 be credited to Deposit Account No. 02-2448.

VI. REMARKS

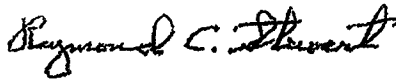
Pursuant to 37 C.F.R. § 1.28(a), applicant hereby requests a refund of 50% of the Three-Month Extension Fee paid on May 11, 2011.

The present application qualifies for the reduced fees as implemented by the U.S. Patent and Trademark Office on October 1, 1982, and further amended on January 20, 1983 and September 8, 2000.

Favorable action on the present Request is respectfully requested.

Dated: May 12, 2011

Respectfully submitted,

By 
Raymond C. Stewart
Registration No.: 21,066
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Attachment: USPTO Deposit Account for May 2011

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United States Patent and Trademark Office

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Attention:

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Balance Amount:

BIRCH, STEWART, KOLASCH & BIRCH, LLP May 2011 Deposit Account Reconciliation

Date	Reference No.	Docket Number	PTO Fee Code	BSKB Cost Code	Fee
12-May	10588375	5059-0104PUS1	1253	DX	\$1,110.00